

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

TEXTRON INC.,

Plaintiff,

v.

ONEBEACON AMERICA INSURANCE  
COMPANY,

Defendant.

Civil Action No. 04-11928 (DPW)

**PLAINTIFF'S RESPONSE TO PROCEDURAL ORDER**

In response to the Procedural Order issued on February 25, 2005, Plaintiff Textron Inc., by and through its attorneys, submits this update on the status of the above-captioned matter. Plaintiff hereby notifies the Court that the parties recently entered into a settlement agreement that will resolve this case in its entirety. Consistent with that agreement, Plaintiff anticipates that, within the near future, it will be filing a notice of voluntary dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1)(i).

Accordingly, given that the parties have reached an agreement, and the fact that a notice of voluntary dismissal will be filed shortly, Plaintiff submits that good cause exists why the Court should not take any action with respect to this matter at this time.

Respectfully submitted,

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*Counsel for Plaintiff Textron Inc.*

Dated: March 8, 2005

**CERTIFICATE OF SERVICE**

I hereby certify that this 8th day of March, 2005, a true and correct copy of the foregoing Plaintiff's Response to Procedural Order has been served by U.S. Mail, postage prepaid on the following:

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